

MINUTES

**MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON NATURAL RESOURCES AND ENERGY

Call to Order: By **CHAIRMAN GREG LIND**, on April 23, 2007 at 3:00 P.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Greg Lind, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Christine Kaufmann (D)
Sen. Bill Tash (R)
Sen. Mitch Tropila (D)

Members Excused:

Sen. Gary L. Perry (R)
Sen. David E. Wanzonried (D)

Members Absent: None.

Staff Present: Claudia Johnson, Committee Secretary
Joe Kolman, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 57, 4/20/2007
Executive Action: HJ 57, HB 828, HJ 49

00:03:19 Chairman Lind

HEARING ON HJ 57

Opening Statement by Sponsor:

00:04:19 **REP. MIKE JOPEK (D), HD 4**, opened the hearing on **HJ 57**,
Study conservation easements on state land.

Proponents:

00:07:23 Kathy Bramer, Department of Office of Public
Instruction (OPI)

00:09:06 Janet Ellis, Montana Audubon

00:09:48 Anne Hedges, Montana Environmental Information Center
(MEIC)

00:10:19 Glenn Marx, Montana Association of Land Trust

00:10:49 Mary Sexton, Director, Department of Natural Resources
and Conservation (DNRC)

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:13:11 Rep. Jopek

EXECUTIVE ACTION ON HJ 57

00:13:51 **Motion:** **SEN. HARRINGTON** moved that **HJ 57 BE CONCURRED
IN.**

Discussion:

00:14:17 **Motion/Vote:** **SEN. GEBHARDT CALLED THE QUESTION ON HJ
57. Motion carried unanimously by voice vote. SEN.
PERRY and SEN. WANZENRIED are absent.**

EXECUTIVE ACTION ON HB 828

00:15:12 **Motion:** SEN. LIND moved that HB 828 BE CONCURRED IN.

Discussion:

00:15:39 **Motion:** SEN. LIND moved that AMENDMENT HB082802.AJK BE ADOPTED.

EXHIBIT(nas86a01)

Discussion:

00:17:27 Sen. Lind to Joe Kolman, LSD

00:20:33 Sen. Lind

00:20:44 Sen. Tash to Sen. Lind

00:22:20 Sen. Tash

00:23:56 Sen. Gebhardt to Sen. Lind

00:25:59 Sen. Curtiss

00:28:27 Sen. Lind

00:29:04 Sen. Tash to Sen. Lind

00:31:18 **Substitute Motion:** SEN. GEBHARDT made a substitute motion that AMENDMENT HB082802.AJK #1 through #8 be segregated from #9.

Discussion:

00:31:45 Sen. Tropila to Joe Kolman, LSD

00:32:48 **Motion:** SEN. GEBHARDT moved that AMENDMENT HB082802.AJK #9 BE ADOPTED.

Discussion:

00:33:50 Sen. Tropila

00:33:53 **Motion/Vote:** SEN. TASH CALLED THE QUESTION ON AMENDMENT #9. Motion carried unanimously by voice vote.

Discussion:

00:34:21 Sen. Lind

00:35:59 **Motion/Vote:** SEN. LIND moved that AMENDMENTS #1 through #8 BE ADOPTED. Motion carried 5-4 by roll call vote with SEN. CURTISS, SEN. GEBHARDT, SEN. PERRY, and SEN. TASH voting no. SEN. PERRY and SEN. WANZENRIED voted by proxy.

00:37:03 **Motion:** SEN. LIND moved that HB 828 BE CONCURRED IN AS AMENDED.

Discussion:

00:37:13 Sen. Tropila to Sen. Lind

00:38:14 **Motion/Vote:** SEN. KAUFMANN CALLED THE QUESTION ON HB 828. Motion carried 8-1 by roll call vote with SEN. KAUFMANN voting no. SEN. PERRY and SEN. WANZENRIED voted by proxy.

EXECUTIVE ACTION ON HJ 49

00:39:37 **Motion:** SEN. GEBHARDT moved that HJ 49 BE CONCURRED IN.

Discussion:

00:39:45 Sen. Lind

00:40:40 Sen. Curtiss

00:41:37 Sen. Tash

00:42:00 Sen. Lind to Joe Kolman, LSD

00:42:11 Sen. Gebhardt to Sen. Lind

00:43:58 Sen. Curtiss to Doug Hardy, Montana Rural Electric Cooperatives (MREC)

00:45:31 Sen. Lind to Doug Hardy, MREC

00:47:24 **Motion/Vote:** SEN. GEBHARDT CALLED THE QUESTION ON HJ 49. Motion failed 3-6 by roll call vote with SEN.

CURTISS, SEN. GEBHARDT, and SEN. TROPILA voting aye.
SEN. PERRY and SEN. WANZENRIED voted by proxy.

00:48:17 Substitute Motion/Vote: SEN. TROPILA made a substitute motion that HJ 49 BE TABLED AND THE VOTE REVERSED. Substitute motion carried 6-3 by roll call vote with SEN. CURTISS, SEN. GEBHARDT, and SEN. TROPILA voting no. SEN. PERRY and SEN. WANZENRIED voted by proxy.

ADJOURNMENT

Adjournment: 4:00 P.M.

SEN. GREG LIND, Chairman

CLAUDIA JOHNSON, Secretary

GL/cj

Additional Exhibits:

EXHIBIT ([nas86aad.pdf](#))